

**Sale of Natural Uranium as Uranium Hexafluoride (UF₆)
DE-SC30-06CC00012**

Questions and Answers

1. Q: Is delivery of the UF6 possible the same day as payment is made?

A: No, it is very unlikely that delivery of the UF6 would be possible on the same day as when the buyer notifies DOE that the transfer has been met. Per Article VII, the Buyer notifies the contracting officer when the wire transfer of funds has been sent. The Contracting Officer will validate the wire transfer and within four business days will notify the Buyer that the wire transfer has been validated and that the material is available for delivery. Per Article V, in the case of book transfer, upon validation of the wire transfer, the DOE Contracting Officer will notify the "Book Transfer Account Information" source identified by the Buyer and will effect the book transfer. In the case of physical delivery, the material available for delivery when the contracting officer notifies the Buyer that the wire transfer has been validated and the material is available for delivery.

2. Q: Can delivery of the UF6 be made before payment is sent?

A: No.

3. Q: Should the proposed price be by kgU (kilograms uranium) or by MTU (Metric Tons Uranium)?

A: Prices must be submitted in kgU on Schedule 1 and Schedule 2.

4. Q: Are awards from Schedule 2 prices for FY07 payment possible after award of the initial Sales Agreement?

A: An award on the proposed prices and payment schedule in Schedule 2 can only be made if the reauthorization of Section 314 or similar legislation authorizing the sale occurs prior to award and shortly before the end of FY06.

- 5. In the RFP from the previous sale (DE-SC30-06CC00006) the DOE included language in regards to the circumvention of the Russian Suspension Agreement. This language is omitted from your recent proposal. We request DOE consider inserting this language again into this recent RFP.**

A: The language is included in the RFP Amendment 001 at Article XI, paragraph C.

- 6. In the RFP from the previous sale (DE-SC30-06CC00006), there was a definition of UF6; however, this definition is absent from DOE's new RFP. As UF6 is a key term in this RFP, we request DOE consider inserting a similar definition into its recent RFP.**

A: The language is included in the RFP Amendment 001 at Article I.

- 7. If the authorization is received by the DOE to award bids under Schedule 2, is there a possibility that some lots could be awarded under Schedule 2 and some lots awarded under schedule 1?**

A: Yes, there is that possibility if awards are made to multiple Buyers; however, award(s) to an individual Buyer will be made from proposed prices in either Schedule 1 or Schedule 2, not both.

- 8. On the U.S. Department of Energy End-Use Certificate (DOE Form 580.1), could DOE provide the information required for Items 21, 22 and 23?**

A: Yes.

Item 21 "Export Control Classification Number (ECCN)" is "0C001" (reference Part 774 of Dept of Commerce Control List at http://www.access.gpo.gov/bis/ear/ear_data.html#ccl).

Item 22 "Section of the Nuclear Suppliers Group (NSG) Trigger List" is "Part 1.2(ii)(b)" (reference Annex A of the International Atomix Energy Agency Information Circular 254 (INFCIRC/254/Rev.3/Part 1) dated 16 September 1997 at <http://www.fas.org/nuke/control/nsg/text/infirc254r3p1.pdf>).

Item 23 "Category on U.S. Munitions List" is "n/a".

9. In the RFP from the previous sale (DE-SC30-06CC00006), DOE allowed for submission by facsimile as well as mail and hand delivery. DOE's recent RFP only allows for mail and hand delivery. Due to the short timeframe until the proposals have to be received by the DOE, would the DOE consider once again allowing facsimile submission of proposals or, possibly, submission by e-mail in the form of a pdf file?

A: Yes. The RFP will be amended to allow facsimile and email submission of the proposal, which includes any and all attachments. If the proposal is submitted by facsimile or email, the entire proposal, including any and all attachments must be received no later than 3:00 p.m. EDT, Aug 28, 2006. Originals of the documents which were submitted by facsimile or email, including the original signatures, must be received no later than 3:00 p.m. EDT, Aug 30, 2006. The DOE will US Naval Observatory Master Clock Time to establish the time of receipt. The solicitation will be amended to permit the submission of proposals by facsimile or email transmission.

Prospective buyers are strongly encouraged not to unduly delay transmission of the proposals if intending to transmit the proposals on August 28, 2006. The DOE cannot guarantee that the email or internet systems will be working and/or that the documents will be delivered to the email address indicated before 3:00 p.m. on the date for receipt of proposals. Nor can the Department guarantee that there will not be other documents simultaneously being sent to and received by the facsimile machine at the date and time the prospective buyer's proposal is being transmitted by facsimile.

10. It would seem it is DOE's intent, in the case of a book transfer, to have title to the containment cylinders remain with DOE. The definition of "UF6" in Amendment 0001 leads to title to the cylinders transferring to the Buyer. In the case of a book transfer, would DOE consider revising the definition of "UF6" to not include the containment cylinders?

A: DOE intends to retain title to the containment cylinders in the case of Book Transfer. The definition of UF6 will be changed by Amendment as follows:

FROM: "UF6" for purpose of this Sales Agreement includes the Uranium Hexafluoride and the containment cylinders.

TO: "UF6" includes the Uranium Hexafluoride (but not the containment cylinders) in the case of Book transfer to Buyer as provided in Article V.D. "UF6" includes both the Uranium Hexafluoride and the containment cylinders in the case of physical transfer of possession to Buyer as provided in Article V.E.